

To:	Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
-----	---------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------------------------

In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court United States District Court for the Western District of Washington on the following: X *Patents* or ___ Trademarks:

DOCKET NO.	DATE FILED	US District Court United States District Court for the Western District of Washington
2:08-cv-00184-JLR	2/4/08	
PLAINTIFF		DEFENDANT
Implicit Networks Inc		Advanced Micro Devices Inc et al.
PATENT OR TRADEMARK NO.	PATENT OR TRADEMARK NO.	PATENT OR TRADEMARK NO.
1. 6,629,163	6.	11.
2.	7.	12.
3.	8.	13.
4.	9.	14.
5.	10.	15.

In the above-entitled case, the following patents(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY	
	Amendment ___ Answer ___ Cross Bill ___ Other Pleading ___	
PATENT OR TRADEMARK NO.	PATENT OR TRADEMARK NO.	PATENT OR TRADEMARK NO.
1.	6.	11.
2.	7.	12.
3.	8.	13.
4.	9.	14.
5.	10.	15.

In the above-entitled case, the following decision has been rendered or judgment issued:

DECISION/JUDGMENT		
CLERK	(BY) DEPUTY CLERK	DATE
Bruce Rifkin	DJ	2/8/08



08-CV-00184-CMP

FILED
LODGED
ENTERED
RECEIVED
FEB 04 2008 DB
AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
DEPUTY

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
SEATTLE DIVISION

IMPLICIT NETWORKS, INC.

Plaintiff,

v.

ADVANCED MICRO DEVICES, INC.,
INTEL CORPORATION,
NVIDIA CORPORATION,
RAZA MICROELECTRONICS,
REALNETWORKS, INC., and
SUN MICROSYSTEMS, INC.,

Defendants.

C08-0184 JLR
NO.

PLAINTIFF'S ORIGINAL
COMPLAINT

JURY TRIAL DEMANDED

Plaintiff, Implicit Networks, Inc. ("Plaintiff"), files this Original Complaint against Defendants, Advanced Micro Devices, Inc. ("AMD"), Intel Corporation ("Intel"), NVIDIA Corporation ("NVIDIA"), Raza Microelectronics ("Raza"), RealNetworks, Inc. ("Real"), and Sun Microsystems, Inc. ("Sun"), and alleges as follows:

THE PARTIES

1. Plaintiff is a Washington corporation with its principal place of business in Seattle, Washington.

PLAINTIFF'S ORIGINAL COMPLAINT - 1

LAW OFFICES OF JAMES S. ROGERS
1500 Fourth Avenue, Suite 500
Seattle WA 98101
Ph: 206/621-8525 Fax: 206/223-8224

1 2. Advanced Micro Devices, Inc., on information and belief, is a corporation organized under
2 the laws of the State of Delaware. AMD is doing business in Washington, and, on
3 information and belief, has a principal place of business at One AMD Place (P. O. Box
4 3453), Sunnyvale, CA 94088-3453. AMD may be served with process by serving its
5 registered agent, CT Corporation System, 1801 West Bay Drive NW, Suite 206, Olympia,
6 WA 98502.

7 3. Intel Corporation, on information and belief, is a corporation organized under the laws of the
8 State of Delaware. Intel is doing business in Washington, and, on information and belief, has
9 a principal place of business at 2200 Mission College Blvd., Santa Clara, CA 95052-8119.
10 Intel may be served with process by serving its registered agent, Mr. David Jay Thomsen,
11 315 East D Street, Tacoma, Washington 98421-1803.

12 4. NVIDIA Corporation, on information and belief, is a corporation organized under the laws of
13 the State of Delaware. NVIDIA is doing business in Washington, and, on information and
14 belief, has a principal place of business at 2701 San Tomas Expressway, Santa Clara, CA
15 95050. NVIDIA may be served with process by serving its registered agent, CT Corporation
16 System, 1801 West Bay Drive NW, Suite 206, Olympia, WA 98502.

17 5. Raza Microelectronics, on information and belief, is a corporation organized under the laws
18 of the State of California. Raza is doing business in Washington, and, on information and
19 belief, has a principal place of business at 18920 Forge Drive, Cupertino, CA 95014-0701.
20 Raza may be served with process by serving its registered agent, GKL Corporate Search, Inc.,
21 915 L. Street, Suite 1250, Sacramento, CA 95814.

22 6. RealNetworks, Inc., on information and belief, is a corporation organized under the laws of
23 the State of Washington. Real is doing business in Washington, and, on information and
24

1 belief, has a principal place of business at 2601 Elliott Avenue, Seattle, WA 98121. Real
2 may be served with process by serving its registered agent, Mr. Robert R. Kimball, 2601
3 Elliott Ave., #1000, Seattle, WA 98111-9223.

4 7. Sun Microsystems, Inc., on information and belief, is a corporation organized under the laws
5 of the State of Delaware. Sun is doing business in Washington, and, on information and
6 belief, has a principal place of business at 4150 Network Circle, Santa Clara, CA 95054.
7 Sun may be served with process by serving its registered agent, Corporation Service
8 Company, 6500 Harbour Heights Parkway, Mukileto, WA 98275.

9 **JURISDICTION & VENUE**

10 8. This is an action for infringement of a United States patent, among other actions.
11 Accordingly, this action arises under the patent laws of the United States of America, 35
12 U.S.C. § 1 et. seq. and jurisdiction is properly based on Title 35 United States Code,
13 particularly § 271, and title 28 United States Code, particularly § 1338(a).

14 9. AMD, upon information and belief, transacts business in this judicial district by
15 manufacturing, selling, offering to sell, or using products and/or systems as described and
16 claimed in United States Patent No. 6,629,163, the patent at issue in this lawsuit, and/or by
17 conducting other business in this judicial district.

18 10. Intel, upon information and belief, transacts business in this judicial district by
19 manufacturing, selling, offering to sell, or using products and/or systems as described and
20 claimed in United States Patent No. 6,629,163, the patent at issue in this lawsuit, and/or by
21 conducting other business in this judicial district.

22 11. NVIDIA, upon information and belief, transacts business in this judicial district by
23 manufacturing, selling, offering to sell, or using products and/or systems as described and
24

1 claimed in United States Patent No. 6,629,163, the patent at issue in this lawsuit, and/or by
2 conducting other business in this judicial district.

3 12. Raza, upon information and belief, transacts business in this judicial district by
4 manufacturing, selling, offering to sell, or using products and/or systems as described and
5 claimed in United States Patent No. 6,629,163, the patent at issue in this lawsuit, and/or by
6 conducting other business in this judicial district.

7 13. Real, upon information and belief, transacts business in this judicial district by
8 manufacturing, selling, offering to sell, or using products and/or systems as described and
9 claimed in United States Patent No. 6,629,163, the patent at issue in this lawsuit, and/or by
10 conducting other business in this judicial district.

11 14. Sun, upon information and belief, transacts business in this judicial district by
12 manufacturing, selling, offering to sell, or using products and/or systems as described and
13 claimed in United States Patent No. 6,629,163, the patent at issue in this lawsuit, and/or by
14 conducting other business in this judicial district.

15 15. Venue is proper in this court under Title 28 United States Code § 1391(b) and 1400(b).

16 **COUNT I**

17 **PATENT INFRINGEMENT AGAINST ALL DEFENDANTS**

18 16. On September 30, 2003, United States Patent No. 6,629,163 ("the '163 patent") entitled
19 "Methods and System for Demultiplexing a First Sequence of Packet Components to Identify
20 Specific Components Wherein Subsequent Components are Processed Without Re-
21 Identifying Components" was duly and legally issued. A true and correct copy of the '163
22 patent is attached as Exhibit A.

23 17. Pursuant to 35 U.S.C. § 282, the above-listed United States Patent is presumed valid.
24

1 18. Edward Balassanian is the sole inventor of the '163 patent. The '163 patent has been
2 assigned to Plaintiff.

3 19. Intel, on information and belief, manufactures, uses, and sells products that infringe the '163
4 patent, including without limitation, products incorporating its Viiv Technology.

5 20. Raza, formerly Amersham Biosciences, on information and belief, manufactures, uses, and
6 sells products that infringe the '163 patent, including without limitation, its Alchemy family
7 of processors.

8 21. AMD, on information and belief, manufactures, uses, and sells products that infringe the
9 '163 patent, including without limitation, its Alchemy and ATI Radeon lines of products.

10 22. Sun, on information and belief, manufactures, uses, and sells products that infringe the '163
11 patent, including without limitation, its Java Media Framework.

12 23. NVIDIA, on information and belief, manufactures, uses, and sells products that infringe the
13 '163 patent, including without limitation, products incorporating its Stant Media software.

14 24. Real, on information and belief, manufactures, uses, and sells products that infringe the '163
15 patent, including without limitation, its Helix DNA Client.

16 25. The infringement of the '163 patent alleged above has injured the Plaintiff and thus, it is
17 entitled to recover damages adequate to compensate for Intel, Raza, AMD, Sun, NVIDIA,
18 Real's infringement, which in no event can be less than a reasonable royalty.

19
20 **DEMAND FOR JURY TRIAL**

21 26. Plaintiff hereby demands a jury trial on all claims and issues.

22 **PRAYER FOR RELIEF**

23 Wherefore, Plaintiff prays for entry of judgment:
24

1 A. that Defendants, Intel, Raza, AMD, Sun, NVIDIA, and Real have infringed one or
2 more claims of the '163 patent;

3 B. that Defendants, Intel, Raza, AMD, Sun, NVIDIA, and Real account for and pay to
4 Plaintiff all damages caused by the infringement of the '163 patent, which by statute can be no less
5 than a reasonable royalty;

6 C. that Plaintiff be granted pre-judgment and post-judgment interest on the damages
7 caused to them by reason of Defendants, Intel, Raza, AMD, Sun, NVIDIA, and Real's infringement
8 of the '163 patent;

9 D. that Plaintiff be granted its attorneys' fees in this action;

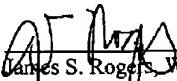
10 E. that costs be awarded to Plaintiff;

11 F. that Plaintiff be granted such other and further relief as the Court may deem just and
12 proper under the current circumstances.

13
14 DATED this 4 day of February, 2008.

15
16 Respectfully submitted,

17 LAW OFFICES OF JAMES S. ROGERS

18
19 
20 James S. Rogers, WSBA #5335
21 Law Offices of James S. Rogers
22 1500 Fourth Avenue, Suite 500
23 Seattle, Washington 98101
24 Telephone: 206/621-8525
Fax: 206/223-8224

Of Counsel:

Edward W. Goldstein
Corby R. Vowell
Matthew J.M. Prebeg
Stephen W. Abbott
GOLDSTEIN, FAUCETT & PREBEG, L.L.P.
1177 West Loop South, Suite 400
Houston, Texas 77027
Telephone: 713/877-1515
Fax: 713/877-1737

Attorneys for Plaintiff